

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1999 General Assembly.

HOUSE ENROLLED ACT No. 1248

AN ACT to amend the Indiana Code concerning environmental law.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 13-26-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) Except as provided in section 9 of this chapter, the hearing officer shall fix a time and place inside or within ten (10) miles of the proposed district for the hearing on the petition for the establishment of the proposed district. **any matter for which a hearing is authorized under this chapter.**

(b) The hearing officer shall ~~have~~ **make a reasonable effort to provide** notice of the hearing ~~given~~ as follows:

(1) By publication ~~one (1) time of notice~~ **two (2) times** each week for two (2) consecutive weeks in ~~a newspaper~~ **at least two (2) newspapers** of general circulation in each of the counties, in whole or in part, in the district. **The publication of notice must, at a minimum, include a legal notice and a prominently displayed three (3) inches by five (5) inches advertisement.**

(2) By certified mail, ~~return receipt requested~~, mailed at least two (2) weeks before the hearing to the following:

(A) ~~Each eligible entity involved.~~ **The fiscal and executive bodies of each county with territory in the proposed district.**

(B) The executive of ~~each entity.~~ **all other eligible entities with territory in the proposed district.**



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(C) ~~The department of natural resources if the department of natural resources is involved: state and any of its agencies owning, controlling, or leasing land within the proposed district, excluding highways and public thoroughfares owned or controlled by the Indiana department of transportation.~~

(D) Each sewage disposal company holding a certificate of territorial authority under IC 8-1-2-89 respecting territory in the proposed district.

(3) By making a reasonable effort to provide notice of the hearing by regular United States mail, postage prepaid, mailed at least two (2) weeks before the hearing to each freeholder within the proposed district.

(4) By including the date on which the hearing is to be held, a brief description of:

(A) the subject of the petition, including a description of the general boundaries of the area to be included in the proposed district; and

(B) the locations where copies of the petition are available for viewing.

SECTION 2. An emergency is declared for this act.

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